

**STATE OF CONNECTICUT  
CONNECTICUT SITING COUNCIL**

**Petition of BNE Energy Inc. for a  
Declaratory Ruling for the Location,  
Construction and Operation of a 4.8 MW  
Wind Renewable Generating Project on  
Winsted-Norfolk Road (Route 44) Colebrook,  
Connecticut.**

**Petition No. 984**

**March 3, 2011**

**NOTICE OF INTERVENTION AS A PARTY -  
KRISTIN M. MOW AND BENJAMIN C. MOW**

Kristin M. Mow and Benjamin C. Mow hereby intervene in this matter pursuant to Conn. General Statutes §§ 22a-19 and 22a-20:

1. The Mows are Connecticut residents, owners of real property affected by the above-referenced petition; they have been granted party status in this proceeding.

2. The Mows are authorized to intervene as a party in this proceeding upon the filing of a verified pleading pursuant to Conn. General Statutes § 22a-19(a), which provides, in relevant part,

In any administrative, licensing or other proceeding, and in any judicial review thereof made available by law, the Attorney General, any political subdivision of the state, any instrumentality or agency of the state or of a political subdivision thereof, any person, partnership, corporation, association, organization or other legal entity may intervene as a party on the filing of a verified pleading asserting that the proceeding or action for judicial review involves conduct which has, or which is reasonably likely to have, the effect of unreasonably polluting, impairing or destroying the public trust in the air, water or other natural resources of the state.

3. The Mows are also authorized to intervene in this proceeding pursuant to provisions of Conn. General Statutes § 19a-20, which provides, "Any person entitled to maintain an action under said sections may intervene as a party in all such procedures."

4. BNE Energy, Inc. ("BNE") has filed a Petition for a Declaratory Ruling for the location, construction and operation of a 4.8 MW wind renewable generating project on Winsted-Norfolk Road in Colebrook, Connecticut.

5. BNE's petition involves conduct which has, or which is reasonably likely to have, the effect of unreasonably polluting, impairing or destroying the public trust in the air, water or other natural resources (including auditory and visual impacts) of the state.

6. BNE's proposed project would unreasonably impair or destroy the public trust in the air surrounding the project and the inland wetlands and watercourses on the proposed site.

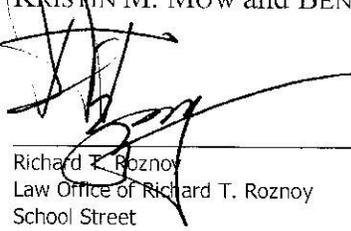
7. BNE's proposed project would unreasonably impair or destroy the public trust in natural resources by causing clear cutting of acres of land, disturbing or destroying inland wetlands and watercourses and the wildlife habitat, and the killing of birds and bats.

8. Plans submitted to the Connecticut Siting Council indicate BNE's project will involve Regulated Activities, as that term is defined by the Connecticut Environmental Protection Act, and BNE has not received nor has it applied for the required permits authorizing such activities.

9. The Connecticut Siting Council has authority over BNE's petition for a declaratory ruling under § 16-50k of the General Statutes and is holding proceedings regarding that petition.

Respectfully Submitted,  
KRISTIN M. MOW and BENJAMIN C. MOW

BY:



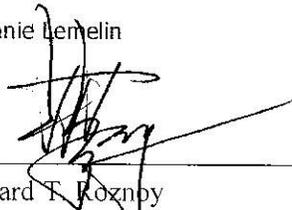
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**C E R T I F I C A T I O N**

I hereby certify that a copy of the foregoing document was sent by U.S. mail to the following service list on this the 3<sup>rd</sup> day of the month of March 2011 :

Carrie L. Larson  
Paul Corey  
Emily A. Gianquinto  
Nicholas J. Harding  
Thomas D. McKeon  
David M. Cusick  
John R. Morissette  
Christopher R. Bernard  
Joaquina Borges King  
David R. Lawrence and Jeannie Lemelin  
Walter M. Zima



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Richard T. Roznby  
Commissioner of the Superior Court